

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: :
Daniel Cook :
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Appln No.: 10/691,399 : Art Unit: 1734
:
Filed: October 22, 2003 : Examiner: James D. Sells
:
For: METHODS OF MAKING : Atty. Docket: 14/1453US
LARYNGEAL MASKS :
:

Commissioner for Patents
Alexandria, VA 22313

TERMINAL DISCLAIMER UNDER 37 CFR §§3.73(b) AND 1.321(c)

Pursuant to 37 CFR §3.73(b), Cookgas, LLC, of St. Louis, Missouri, certifies that it is the only assignee of the entire right, title, and interest in United States patent application (Ser. No. 10/691,348 as indicated by assignment duly recorded in the United States Patent and Trademark Office at Reel 018042 and Frame 0647.

Cookgas, LLC further certifies that it is the only assignee of the entire right, title and interest in the above-identified United States patent application (Ser. No. 10/691,399) as indicated by assignment duly recorded in the United States Patent and Trademark Office at Reel 018042 and Frame 0635.

The undersigned has reviewed the above documents and to the best of undersigned's knowledge and belief, title is in the above identified assignee (Cookgas, LLC) for the present application and cited application.

The undersigned is an attorney of record in this case.

Pursuant to 37 CFR §1.321(b), and to overcome any double patenting rejection, the

identified assignee hereby waives and disclaims the terminal portion of the term of the entire patent to be granted upon the present application subsequent to the expiration date of the entire patent to be granted upon application Ser. No. 10/691,348. Further, any patent granted on the above identified application shall be enforceable only for and during such period that said patent is commonly owned with application Ser. No. 10/691,348 and any patent therefrom.

The assignee identified above does not disclaim any terminal part of any patent granted on the above identified application prior to the expiration date of the full statutory term of any patent granted upon application Ser. No. 10/691,348, in the event that said patent hereafter: expires for failure to pay a maintenance fee; is held unenforceable; is found invalid; is statutorily disclaimed in whole or terminally disclaimed under 37 CFR. 51.321; has all claims cancelled by a reexamination certificate; or is otherwise terminated prior to expiration of its statutory term, except for the separation of legal title as stated above.

This disclaimer runs with any patent granted on the above application and is binding upon the grantee, its successors or assigns.

Enclosed is a check for the required fee pursuant to 37 CFR §1.20(d).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Respectfully submitted,
Lewis, Rice & Fingersh, L.C.



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DUE: April 3, 2007

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